

## ARTICLE 67-16

### ALTERNATIVE EDUCATION PROGRAM

Chapter  
67-16-01          Alternative Education Program

#### CHAPTER 67-16-01 ALTERNATIVE EDUCATION PROGRAM

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**67-16-01-01. Eligibility.** Any public school district in North Dakota may apply to the superintendent of public instruction for establishment of an alternative education program for students from the ages of sixteen to twenty-one who have dropped out of school. The alternative programming shall be under the administration of a public school district.

**History:** Effective January 1, 2000.

**General Authority:** NDCC 15-40.1-07.2, 28-32-02

**Law Implemented:** NDCC 15-40.1-07.2

**67-16-01-02. Applications.** Application forms provided by the department of public instruction require the following information:

1. Name and address of the high school district through which the alternative high school program is provided.
2. Names and addresses of any school districts that have entered into cooperative agreements approved by the department of public instruction and will be providing authorization to students in their district to attend this alternative program.
3. A description of the alternative program as follows:
  - a. The setting and location of the program.
  - b. Information on the staffing of the alternative program.
  - c. Instruction strategies to be utilized.

- d. A schedule indicating the time or times of day the program will be available to students.
- e. A detailed description of the curriculum to be provided.
- f. Other descriptions or explanations of the program.

**History:** Effective January 1, 2000.

**General Authority:** NDCC 15-40.1-07.2, 28-32-02

**Law Implemented:** NDCC 15-40.1-07.2

**67-16-01-03. Certification.** The school district must certify that the alternative program will be in compliance with the provisions of statute by providing the signature of the board chairperson and the school district superintendent.

**History:** Effective January 1, 2000.

**General Authority:** NDCC 15-40.1-07.2, 28-32-02

**Law Implemented:** NDCC 15-40.1-07.2, 15-40.2-04

**67-16-01-04. Courses.** If an alternative education program is authorized by the superintendent of public instruction under this chapter, courses in the alternative education program need not meet the minimum curriculum in North Dakota Century Code section 15.1-21-02, but all program courses must lead toward graduation for each of the participants.

**History:** Effective January 1, 2000; amended effective April 1, 2010.

**General Authority:** NDCC 15.1-02-11, 28-32-02

**Law Implemented:** NDCC 15.1-09-03, 15.1-21-02(7), 15.1-27-03.1

**67-16-01-05. Students.** Students must be from the ages of sixteen to twenty-one and have been dropped from the regular school membership to be reported for foundation aid payments in the alternative program.

**History:** Effective January 1, 2000.

**General Authority:** NDCC 15-40.1-07.2, 28-32-02

**Law Implemented:** NDCC 15-40.1-07.2

**67-16-01-06. Monitoring.** The department of public instruction will monitor alternative programs by reviewing annual documentation including fall reports and completion rate data:

1. Certificate of compliance.
2. School calendar.
3. MIS03 certified personnel record.

4. Pupil membership report.

**History:** Effective January 1, 2000.

**General Authority:** NDCC 15-40.1-07.2, 28-32-02

**Law Implemented:** NDCC 15-40.1-06.4, 15-40.1-07.2

**67-16-01-07. Cooperative alternative programs.** School districts may develop cooperative programs with other school districts to provide access to courses for as many students as possible. Tuition agreements must be completed and approved by the districts involved in the cooperative alternative program. No written agreement is necessary if the nonresident student is enrolled in an approved alternative education program for which no tuition is charged.

**History:** Effective January 1, 2000.

**General Authority:** NDCC 15-40.1-07.2, 28-32-02

**Law Implemented:** NDCC 15-40.1-07.2, 15-40.2-04

**67-16-01-08. Payments.** Foundation aid payments for high school students will be made based on days of membership in an approved alternative program. Proportionate foundation aid payments will be made for students enrolled in less than four units based on the number of units carried and the high school weighting factor.

**History:** Effective January 1, 2000.

**General Authority:** NDCC 15-40.1-07.2, 28-32-02

**Law Implemented:** NDCC 15-40.1-07, 15-40.1-07.2